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Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT

DISTRICT OF OREGON

PORLAND DIVISION

ADIDAS AMERICA, INC., an Oregon corporation; **ADIDAS AG**, a foreign entity; **ADIDAS INTERNATIONAL MARKETING B.V.**, a foreign entity,

Plaintiffs,

v.

FOREVER 21 INC., a Delaware corporation, et al.,

Defendants.

No. 3:17-cv-00377-YY

PERMANENT INJUNCTION AGAINST DEFENDANT O&K, INC. D/B/A ONE CLOTHING, ON CONSENT

1- PERMANENT INJUNCTION AGAINST DEFENDANT O&K, INC. D/B/A ONE CLOTHING, ON CONSENT

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Having considered the Second Amended Complaint on file in this action, and Defendant O&K, Inc. d/b/a One Clothing (“One Clothing”) having consented to the terms of the permanent injunction set forth below, this Court hereby finds as follows:

1. Plaintiffs adidas America, Inc., adidas AG, and adidas International Marketing B.V. (collectively, “adidas” or “Plaintiffs”) own and use the Three-Stripe trademark (the “Three-Stripe Mark”), which is covered by numerous valid U.S. Trademark Registrations, including Registration Nos. 870,136, 961,353, 1,815,956, 1,833,868, 2,016,963, 2,058,619, 2,278,589, 2,278,591, 2,284,308, 2,909,861, 2,999,646, 3,029,127, 3,029,129, 3,029,135, 3,063,742, 3,063,745, 3,087,329, 3,183,656, 3,183,663, 3,236,505, 3,842,177, 3,846,203 and 4,910,643.
2. On October 13, 2017, adidas filed its Second Amended Complaint in this action, claiming, *inter alia*, that One Clothing was designing, sourcing, manufacturing, distributing, marketing, promoting, offering for sale, and/or selling the apparel depicted below, which adidas alleges bears a confusingly similar imitation of adidas’s federally registered Three-Stripe Mark (the “Disputed Apparel”):



**2- PERMANENT INJUNCTION AGAINST DEFENDANT
O&K, INC. D/B/A ONE CLOTHING, ON CONSENT**

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3. One Clothing accepted service of the Summons and Second Amended Complaint on November 22, 2017, and filed its Answer and Affirmative Defenses in Response to Second Amended Complaint on January 8, 2018, denying all liability.

4. The Court has jurisdiction over the subject matter of this action and, for purposes of this action and with the consent of One Clothing, over One Clothing, and venue in this action is proper in this judicial district.

Accordingly, **IT IS HEREBY ORDERED** that:

1. One Clothing and all of its successors and assigns, are **PERMANENTLY ENJOINED and RESTRAINED**, from:

- a. importing, manufacturing, producing, advertising, promoting, displaying, distributing, offering for sale, or selling the Disputed Apparel; and
- b. importing, manufacturing, producing, advertising, promoting, displaying, distributing, offering for sale, or selling any other apparel bearing the Three-Stripe Mark or any other confusingly similar imitation of adidas's Three-Stripe Mark, including, without limitation, any apparel with one additional stripe (i.e., four stripes) or less one of the three stripes (i.e., two stripes).

2. This Court shall have continuing jurisdiction to enforce the provisions of the permanent injunction entered herein.

3. The Clerk shall enter final judgment for Plaintiffs as to all claims asserted against One Clothing in adidas's Second Amended Complaint, with Plaintiffs and One Clothing each bearing its own costs, including attorneys' fees.

IT IS SO ORDERED.

3- PERMANENT INJUNCTION AGAINST DEFENDANT
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This 12 day of October, 2023.

Michael W. Mosman

MICHAEL W. MOSMAN

United States District Judge

CONSENTED TO BY:

DEFENDANT O&K, INC. D/B/A ONE CLOTHING

By: HJL

Name: Henry Lee
Title: Vice President

Date: Oct. 5, 2023

ALL PLAINTIFFS

By: DRH/NCH

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